

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte CHARLES W. RITTERSHAUS and
LAWRENCE J. THOMAS

Application No. 09/943,334



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 13, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

We were unable to locate the following documents relied on by the Examiner in the Examiner's Answer (page 2) mailed April 23, 2004;

- ◆ a complete translation of the Maillard reference
- ◆ the Talwar reference

Accordingly, it is

ORDERED that the application is returned to the Examiner to: (1) provide a complete translation of the Maillard reference, (2) locate the missing Talwar



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